

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Before Commissioners:

Robert G. Taub, Chairman;
Nanci E. Langley, Vice Chairman;
Mark Acton;
Tony Hammond

Competitive Product Prices
Global Expedited Package Services Contracts
Non-Published Rates 8 (MC2016-5)

Docket No. CP2016-5

ORDER ON MOTION FOR TEMPORARY RELIEF

(Issued December 21, 2016)

The Global Expedited Package Services Contracts Non-Published Rates 8 (GEPS-NPR 8) contract ending in serial number -0094 filed in this proceeding (Agreement) is set to expire on December 31, 2016.¹ On December 19, 2016, the Postal Service filed a motion requesting that the Commission extend the expiration date of the Agreement to March 31, 2017, and giving notice that it had entered into a

¹ Customer Contract Filing Notice for Global Expedited Package Services – Non-Published Rates 8 Serial Numbers Ending: 0085-0101, January 7, 2016, at 3; see Docket Nos. MC2016-5 and CP2016-5, Request of the United States Postal Service to Add Global Expedited Package Services – Non-Published Rates 8 (GEPS – NPR 8) to the Competitive Product List and Notice of Filing GEPS – NPR 8 Model Contract and Application for Non-Public Treatment of Materials Filed Under Seal, October 9, 2015, Attachment 4 at 4.

modification of the Agreement.² Modification One was signed by both the Postal Service and the customer and extends the expiration date of the Agreement through March 31, 2017, unless terminated sooner pursuant to Article 12 or Article 13 of the Agreement. Motion, Attachment 1 at 1. Modification One also replaces the mailer's address in the preamble of the Agreement. *Id.*

Pursuant to Order No. 2017, when the Postal Service and the customer have executed a signed modification to extend an agreement in this docket, the Commission only requires the filing of the modification to give effect to the extension.³ That is also the case when the modification does not alter the model contract or financial model, such as when the modification replaces the mailer's address.⁴ Therefore, as a result of the Postal Service's filing of Modification One, the Motion filed December 19, 2016, is moot.

The Agreement, as modified, is authorized to continue through March 31, 2017, pursuant to Modification One.

It is ordered:

1. The Motion of the United States Postal Service for Temporary Relief Concerning Global Expedited Package Services – Non-Published Rates 8 Customer Contract with Serial Number Ending in -0094, filed on December 19, 2016, is moot.

² Motion of the United States Postal Service for Temporary Relief and Notice of the United States Postal Service of Filing Modification One to Global Expedited Package Services – Non-Published Rates 8 Customer Contract with Serial Number Ending: 0094, December 19, 2016 (Motion). The modification is an attachment to the Motion (Modification One).

³ See Docket No. CP2013-35, Order Concerning Motion for Temporary Relief Regarding Contract with Serial Number Ending in 0017 and Providing Guidance on Motions for Temporary Relief, March 13, 2014, at 3 (Order No. 2017).

⁴ See Docket Nos. MC2016-5 and CP2016-5, Order No. 2774, Order Adding Global Expedited Package Services—Non-Published Rates Contract 8 to the Competitive Product List, October 23, 2015, at 7-8.

2. The Agreement, as modified, is authorized to continue through March 31, 2017, pursuant to Modification One.

By the Commission.

Stacy L. Ruble
Secretary